

**IN THE CLAIMS**

Please amend the claims as follows.

1. (Currently Amended) A cosmetic gel comprising:

a film-forming agent [comprising] selected from the group consisting of an acrylate copolymer [or] and an acrylate derivate, wherein the film-forming agent is emulsifiable with water; and a[n aliphatic hydrocarbon] solvent selected from the group consisting of an aliphatic hydrocarbon and[, optionally,] a volatile silicone derivate wherein the aliphatic hydrocarbon solvent and[, optionally,] volatile silicone derivate solvent are not miscible with water and are emulsifiable with [one or more water-based ingredients;] the film forming agent [and ingredients having concentrations that are a pre-selected fraction of concentration of the aliphatic hydrocarbon solvent ;

a non-ionic emulsifier; and

water] wherein the film-forming agent has a concentration over 20 percent by weight of the gel, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film-forming agent alone and the gel has a softness greater than the film-forming agent.

2. (Currently Amended) A cosmetic gel, comprising:

a film-forming agent [comprising] consisting of an acrylate derivate, wherein the film-forming agent is emulsifiable with water;

a[n] solvent selected from the group consisting of aliphatic hydrocarbon solvent and, [optionally,] a volatile silicone derivate wherein the aliphatic hydrocarbon solvent and volatile silicone derivate are not miscible with water and are emulsifiable with one or more water-based ingredients;

a non-ionic emulsifier; and

water wherein the film-forming agent has a concentration over 20 percent by weight of the gel, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film-forming agent alone and the gel has a softness greater than the film-forming agent.

3. (Currently Amended) The cosmetic gel according to Claim [1] 2 wherein the emulsifier is chosen from the group consisting of alkoxylated alcohols, ethoxylated alcohols, polyglyceryl esters and mixtures thereof.
4. (Original) The cosmetic gel according to Claim 1 wherein the film-forming agent is an acrylate copolymer.
5. (Currently Amended) The cosmetic gel according to Claim [3] 4 wherein the acrylate copolymer is an ethyl acrylate/methyl methacrylate copolymer.
6. (Currently Amended) The cosmetic gel according to Claim [3] 5 wherein the film-forming agent is an ethyl acrylate/methyl methacrylate copolymer in which the ratio of ethyl acrylate units to methyl methacrylate units in the polymer is in the range of 7.5-8.5 : 1.8-2.3.
7. (Original) The cosmetic gel according to Claim 1 wherein it additionally contains auxiliary cosmetic substances, active cosmetic substances or mixtures thereof.
8. (Cancel) The cosmetic gel of claim 1 wherein the film-forming agent has a concentration of 0.01 to 80 percent by weight of the gel.
9. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent has a concentration of 0.01 to 90 percent by weight of the gel.
10. (Original) The cosmetic gel of claim 1 wherein the volatile silicone derivate has a concentration of 0.01 to 90 percent by weight of the gel.
11. (Currently Amended) The cosmetic gel of claim [1] 2 wherein the non-ionic emulsifier has a concentration of 0.01 to 5 percent by weight of the gel.

12. (Currently Amended) The cosmetic gel of claim [1] 2 wherein the water has a concentration of 1.00 to 80 percent of the gel.

Claim 13 (Cancelled).

14. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent is selected from one or more of isododecane, pentane, hexane, decane, or other isoparaffin.

15. (Original) The cosmetic gel of claim 1 wherein the aliphatic hydrocarbon solvent or volatile silicone derivate ranges from 30 to 75% by weight.

16. (Original) The cosmetic gel wherein the volatile silicone derivate is selected from one or more of dimethicone, cyclomethicone, or decamethylcyclopentasiloxane.

17. (Original) The emulsifier of claim 3 selected from one or more of Laureth-20, Laureth-23, Oleth-20, Steareth-20, Steareth-50, Ceteareth-20, and Ceteareth-30.

18. (Original) A cosmetic made with the gel of claim 1.

19. (Original) A cosmetic made with the method of claim 13.

20. (Currently Amended) An emulsion comprising:

a mixture of a film forming agent comprising one or more of ethyl acrylate/methyl methacrylate copolymer in which the ratio of ethyl acrylate units to methyl methacrylate units in the polymer is in the range of 7.5-8.5 : 1.8-2.3;

water; and

a non-ionic emulsifier, wherein the film-forming agent has a concentration over 20 percent by weight of the gel, wherein the gel has an elasticity that is 4 to 5 times greater than the elasticity of the film-forming agent alone and the gel has a softness greater than the film-forming agent.

21. (Previously Presented) The emulsion of claim 20, further comprising a volatile aliphatic hydrocarbon solvent wherein the volatile aliphatic hydrocarbon is not miscible in water but is emulsifiable with the emulsion.
22. (Previously Presented) The emulsion of claim 20, further comprising a volatile silicone derivate wherein the volatile silicone derivate is not miscible in water but is emulsifiable with the emulsion.
23. (Previously Presented) A gel comprising the emulsion of claim 20.
24. (Previously Presented) A cosmetic comprising the gel of claim 22.
25. (Previously Presented) A sun-blocking cosmetic comprising the gel of claim 22 and a sun blocking agent.
26. (Previously Presented) A lotion comprising the gel of claim 22 and an oil